# SHERIFF'S DEPARTMENT

A Tradition of Service

DATE:

January 20, 2009

OFFICE CORRESPONDENCE

FILE NO.

FO2219668

FROM:

ERIC B. SMITH, COMMANDER

LEADERSHIP AND TRAINING DIVISION

TO:

KARYN MANNIS, CAPTAIN

INTERNAL AFFAIRS BUREAU

SUBJECT:

EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:

DEPUTY #

**DEPUTY JUAN RODRIGUEZ** 

**CENTURY STATION** 

On May 7, 2008, Suspect Dartagnon Jones admitted he was on them he struck Deputy and tried to flee. Deputies and Rodriguez struck the suspect with personal weapons and performed a takedown maneuver. The suspect sustained a fracture to his left orbital at about 1010 hours.
Deputies and Rodriguez saw Suspect Jones sitting in the driver's seat of a 2008 Nissan Altima 4-door, illegally parked in the alley. Suspect Jones was talking to two male Blacks, Witnesses and and near his front passenger's window. As the Deputies contacted Suspect Jones, both witnesses walked away.
Suspect Jones advised the Deputies that he was on The Deputies detained Suspect Jones pending a check. As Deputy was conducting a pat-down search for weapons, Suspect Jones struck Deputy chest with his right elbow, forcing Deputy backwards. Suspect Jones tried running away, but Deputy grabbed his shirt at the shoulder area, and Deputy Rodriguez grabbed Suspect Jones' shirt at the chest area. Both Deputies forced Suspect Jones to the ground. Suspect Jones landed on his back and began kicking and punching violently. The Deputies ordered Suspect Jones to stop resisting, but he continued to fight them.
Deputy kneed Suspect Jones twice on the right side of his stomach with his right knee. Deputy Rodriguez punched Suspect Jones twice on the left side of his face with his right fist. Suspect Jones immediately stopped resisting and allowed the Deputies to handcuff him.

Suspect Jones sustained a fracture to his left orbital. He was treated at Memorial Hospital of Gardena. He was cleared for booking. Deputy complained of pain to his chest, and Deputy Rodriguez sustained a soft tissue contusion to his right hand.

On January 8, 200—the Executive Force Review Comm—e convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

# Concerning:

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Juan Rodriguez # was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.

Eric B. Smith, Commander

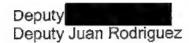
EBS:YLW:yw

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# SUPERVISOR'S USE OF FORCE FORM

# INVESTIGATIVE SUMMARY

# TRANSCRIBED INTERVIEWS



# **EXHIBITS**

- A Criminal and Supplemental reports, file #408-09902-2142-145
- B Photographs and Maps of the scene
- C Photographs of Deputies injuries
- D Photographs of Suspect's injuries and Medical forms

# MISCELLANEOUS DOCUMENTS

Admonition forms In-Service

# Los Angelas County Sheriff's Department

Supervisor's Report on Use of Surce Page 1 of 4 Incident Information Time: URN: 4 0 8 - 0 9 9 0 2 - 2 1 4 2 - 1 4 5 Date: **1010 HOURS** 5/7/08 City or Station: LOS ANGELES Location: ALLEY, NORTH OF 137TH STREET, EAST OF AVALON STREET YES NO X Admin. Investigation: CENTURY SHERIFF'S STATION Bureau/Station/Facility: Type of Force: SIGNIFICANT (FRACTURED ORBITAL, MEDIAL WALL & LEFT SIDE OF NOSE) Deputy Injury: YES NO YES NO Suspect Injury Observation Detail Foot Pursuit Vehicle Pursuit Call IAB Notified: YES NO Person Notified: IAB Roll Out: YES NO SCOTT HILL Emp: Involved Employee Employee # First Name Middle Name Last Name E 1 Sex: Unit of Assignment: Work Assignment (Unit #, Module, etc.): Race: X Male CENTURY 214B Female H Height Shift: Weight: Age: OT Shift Off Duty Regular Shift PM 150 ) EM Day 505 Directed Force Coroner Case # Significant Force Admitted Hospital: COMPLAINT OF PAIN Middle Name First Name Employee # Last Name RODRIGUEZ JUAN Sex Race: Unit of Assignment: Work Assignment (Unit #, Module, etc.): Male Male CENTURY Female 214B Н Shift: Height: Weight: Age: OT Shift Off Duty Regular Shift EM PM 28 602 260 Day Directed Force Coroner Case # X Injured X Treated Admitted Hospital: US HEALTH WORKS Significant Force X Middle Name Employee # Last Name First Name Sex: Race: Unit of Assignment: Work Assignment (Unit #, Module, etc.): Male Female Shift: Height: Weight: Age: OT Shift Off Duty Regular Shift EM Day PM Directed Force Coroner Case # Injured Treated Admitted Significant Force Hospital: Additional Involved Employees On Duty Supervisor Present Witness to Incident First Name Rank Middle Name ast Name Emp\_ YES NO DURAN SGT. YES NO X **JAMES** Present Witness to Incident Middle Name Rank First Name Emp. # ast Name ES NO YES NO Watch Sergeant Middle Name Last Name First Name Emp. WHITE RICHARD Watch Commander First Name Middle Name Last Name SERPA **JEFFREY** Watch Commander (Print Name) Watch Commander's Signature: Emp#: Date TIM CARR Supervisor Completing Form: (Print Name) Copy Provided to Employee by: Emp#: Emp #: Unit Commander (Print Name) Date Unit Commander's Signature: Emp #: DISCOVERY Use Only Original: Discovery Unit FO# 2219668

Copy: Unit Commander

SH-R-438P (Rev. 12/07)

# Suspect information

408-09902-2142-145

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			Suspect Inforr	nation			<u></u>
<b>S</b> 1	Last Name	JONES	First Name	DARTAC	SNON M	iddle Name	DARNELL
	AKA Last Name		First Name		М	iddle Name	
_4	Sex: Male Female	Race: Street Addres	SS:		City:		ite & Zip Code:
	Work Phone:	Home Phone:	Age: 29	Height: 604	D.O.B. 11-29-78	Weight:	0 Armed?
	Booking #: 1463246	Primary Charge Code:	69 PC	Secondary Char	ge Code: 11351	1.5 H/S	Criminal History
	EMT in attendance? YES	NO Name: L.A. C	OUNTY FIRE	Unit: Et	ngine #95	Phone #: _	CAPT, MCKNERMAN
	Hospital Admission?	Rec'd Treatment At:	GARDENA MEM	ORIAL CO	roner Case #:		Mental History
	By Doctor: MAR	RTELLI Addre	ess: 1145 WEST	REDONDO BE	EACH BLVD	Phone #:	310-532-4200
	Under Influence: YES	4-0		terview (%)			Mental Illness
	Date: 05/08/20				Videotape:		notas of Injuries: 🔀
			Suspect Info	rmation			
<b>s</b> _	Last Name		First Name		M	iddle Name	
	AKA Last Name		First Name		M	iddle Name	
	Sex: Male Femal	Race: Street Addre	ess:		City:	Sta	ate & Zip Code:
	Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
	Booking #:	Primary Charge Code:		Secondary Cha	rge Cade:		Criminal History
	EMT in attendance? YE	S NO Name:		Unit:	1110 8 101 111 9 5	Phone #:	·····
	Hospital Admission?	Rec'd Treatment At:		C	oroner Case #:		Mental History
	By Doctor:	Addr	ess:			Phone #:	
- 1	Under Influence: YES						Mental Illness:
	Date:	Time:	· Audiota		Videotape:	-	notos of Injuries:
		7 111103	Suspect Infor	_			
S_	Last Name		First Name		4	Aiddle Name	
	AKA Last Name		First Name		4	Aiddle Name	•
	Sex: Male Fema	Race: Street Address	ess:		City:	S	tate & Zip Code:
	Work Phone:	Home Phone:	Age:	Height:	D.O.B.	Weight:	Armed?
	Booking #:	Primary Charge Code:		Secondary Cha	rge Code:		Criminal History
	EMT in attendance? YE	S NO Name:		Unit:		Phone #:	
	Hospital Admission?	Rec'd Treatment At:		С	oroner Case #.		Mental History
	By Dector:	Addi	ress:			Phone #:_	
	Under Influence: YES	<u></u>					Mental Illness
ĺ	Date:	Time:	Audiot		Videotape:	_	notos of Injuries:
				- toward		_	

# Su/ rvisor's Report on Use of F( ∋ EMPLO : ∠E / NON-EMPLOYEE INFORMATION

408-09902-2142-145

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Additional Witness

		E	imployee Witnesses						
Emp.#	Last Name		First Name			Middle N	lame		
Emp. #	Last Name	First Name			Middle Name				
Emp. #	Last Name	First Name			Middle Name				
Emp. #	Last Name	First Name	First Name			Middle Name			
Emp. #	Last Name		First Name			Middle Name			
Emp. #	Last Name		First Name	~		Middle Name			
		Non	-Employee Wilnesse:	,					
Last Name		First Name	. Employed Trickesse		Name		Age	D.O.B.	
			-						
			City		Zip Code	Work Pl		Home Ph.	
Street Address			City	_	Zip Code	WOIK F	1.	Home Fit.	
		<u> </u>							
Last Name		First Name		Middle	Name		Age	D.O.B.	
Street Address			City		Zip Code	Work Pt	٦,	Home Ph.	
	and the first				1		4	200	
Last Name		First Name		Middle	Name		Age	D.O.B.	
Street Address		•	City		Zip Code	Work Pi	),	Home Ph.	
Last Name		First Name		Middle	Name		Age	D,Q.B.	
Street Address			City		Zip Code	Work Ph	١,	Home Ph.	
Last Name		First Name	J	Middle	Name		Age	D.O.B.	
Street Address			City		Zip Code	Work Ph		Home Ph.	
Last Name		First Name		Middle	Name		Age	D.O.B.	
Street Address			City		Zip Code	Work Ph		Home Ph.	
Last Name		First Name		Middle	Name		Age	D.O.B.	
Street Address			City		Zip Code	Work Ph.		Home Ph.	
Last Name		First Name		Middle	Name		Age	D.O.B.	
Street Address			City	1	Zip Code	Work Ph.		Home Ph.	
Last Name		First Name		Middle I	Name		Age	D.O.B.	
Street Address			City		Zip Code	Work Ph.		Home Ph.	

# Si prvisor's Report on Use of Figure 4 U 8 - 0 9 9 0 2 - 2 1 4 2 - 1 4 5 Page 4 of 4

# Method

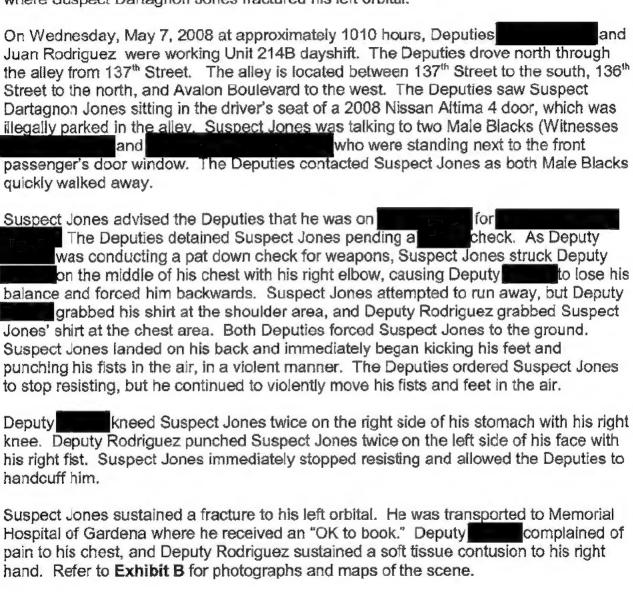
(AW)	Arwen	(FH)	Firearm (Handgun)	(PO)	Personal Weapon (Other)
(BC)	Baton: (Control)	(FR)	Firearm (Rifle)	(RS)	Resistance
(BI)	Baton: (Impact)	(FS)	Firearm (Shotgun)	(CN)	Restraint Device (Capture Net)
(BF)	Bodily Fluids	(FO)	Firearm (Other)	(RH)	Restraint Device (Handcuffs)
(CN)	Canine	(FB)	Flashbang		Restraint Device: Hobble (Legs Only)
(CR)	Carotid Restraint	(FL)	Flashlight	(TP)	Restraint Device: Hobble (TARP)
(CH)	Choke Hold	(OE)	Other Weapon: Edged	(RE)	Restraint Device: REACT Belt
(CT)	Control Holds: (Control Techniques)	(OV)	Other Weapon: Vehicle	(SP)	Sap
(TT)	Control Holds: (Team Takedown)	(OB)	Other Weapon: Blunt Object	(SH)	Shield
(TD)	Control Holds: (Takedown)	(00)	Other Weapon: Other	(SG)	37mm Stinger
(CE)	Chemical	(PK)	Personal Weapon: Feet/Leg: (Kick)	(SB)	Sting Ball
(OC)	Chemical Agents (OC Spray)	(PS)	Personal Weapon: Feet/Leg: (Sweep)	(ST)	Stun Bag
(TG)	Chemical Agents (Tear Gas)	(PH)	Personal Weapon (Hand/Arm)	(TR)	Taser
(EX)	Explosives	(PP)	Personal Weapon (Push)	(UC)	Uncooperative

Туре	of injury					Bod	y Part li	njured			
(AB) (BR) (BU) (CP) (CO) (DH) (DI)	Abrasion Bruise Burn Complaint of Pain Concussion Death Dislocation	(FR) (GS) (HB) (LC) (ND)	Dog Bite Fractures Gunshot Human Bite Lacerations Nerve Damage Organ Damage	(PA) (PW) (SD) (ST) (UN) (RM) (NN)	Soft Tissue Damage Sprain/Twists Unconscious Refused Med Treatment	(AD) (AK) (AR) (BK) (BT) (CH) (EL)	Abdome Ankle Arm Back Buttock Chest Elbow	(FE) (FI) (GE) (S (GR) (HD)	Face Feet Fingers Genitals Groin Hands Head	(HZ) (HZ) (HZ) (HZ) (HZ) (HZ) (HZ) (HZ)	Hip Internal Knees Leg Neck Nose Shoulder Wrist
Г	FORCE USED BY  Name E# or S#			FORCE USED AGAINST			Method	Type of	Во	Body Part	
			E# or S#	Name		E#	E# or S# (Code)		(Code)	(	(Code)

FORCE USED E	BY	FORCE USED AG	AINST	Method	Type of	Body Part	
Name	E# or S#	Name	E# or S#	(Code)	Injury (Code)	(Code)	
JONES	S	1.0-1	E1	RS .			
JONES	S		E1	PH	CP		
JONES	S		E1	PK	NN		
JONES	S	RODRIGUEZ	E2	RS	NN		
JONES	S	RODRIGUEZ	E2	PH	NN		
JONES	S	RODRIGUEZ	E2	PK	NN		
	E1	JONES	S	TT			
	E1	JONES	S	PK	CP		
	E1	JONES	S	RH	CP		
RODRIGUEZ	E2	JONES	S	TT	CP		
RODRIGUEZ	E2	JONES	S	PH	FR		

INVESTIGATIVE SUMMARY
USE OF FORCE; FRACTURED ORBITAL
IAB FO2219668
URN 408-09902-2142-145

On Wednesday, May 7, 2008, Sergeants Tim Carr and Steve Kim of the Internal Affairs Bureau responded to Century Sheriff's Station regarding a significant use of force, where Suspect Dartagnon Jones fractured his left orbital.



# 

# Employee Work History:

Date of Employment
Date Assigned to Patrol
Completed Patrol Training
Prior Founded Force Incidents
Prior Founded Shootings



Deputy Juan Rodriguez # Field Operations Region II Century Sheriff's Station

# Employee Work History:

Date of Employment
Date Assigned to Patrol
Completed Patrol Training
Prior Founded Force Incidents
Prior Founded Shootings



# SUSPECT:

Dartagnon Darnell Jones Male Black 11/29/1978

Suspect Jones has an A check of the CCHRS (Consolidated Criminal History Reporting System) revealed that Suspect Jones (Cll# Refer the CCHRS and RAPS printouts included inside Exhibit A.

# WITNESSES:

Sworn:

None

# Civilian:

# Deputy

Deputy complained of pain to his chest. Deputy did not seek medical attention. The pain was caused by Suspect Jones' elbow strike. Refer to **Exhibit C** for a photograph of Deputy

# Deputy Juan Rodriguez

Deputy Rodriguez sustained a soft tissue contusion on his right little finger. Deputy Rodriguez was seen and treated at United States Healthworks Medical Center. Deputy Rodriguez believed the injury occurred when he punched Suspect Jones in the face. Refer to **Exhibit C** for a photograph of Deputy Rodriguez's' injured finger.

# Suspect Dartagnon Jones

Suspect Jones sustained a fractured left orbital of the left medial wall and hairline fracture to the left side of his nose. He also sustained a swollen left eye and complained of pain to his head and body. I spoke to Doctor Martelli and was advised that Suspect Jones' injuries were consistent with being punched in the face and being kneed in the stomach. Refer to **Exhibit D** for photographs of Suspect Jones' injuries and medical records.

# PHYSICAL EVIDENCE:

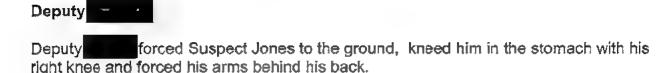
No physical evidence was collected at the scene, and the Crime Lab did not respond to this incident.

### INVESTIGATOR OBSERVATIONS:

The scene had not been held and did not play a prominent role in the investigation. Investigators responded to the scene after the scene had been disbanded. Sergeant Tina Jones was the field supervisor who responded to the scene. She photographed the scene, the Suspect, and also videotaped the Suspect and Witnesses' interview.

IAB Note: The compact disc of the scene and interviews that Sergeant Jones gave me was blank. I return the disc to Sergeant Jones for repair. Sergeant Jones advised me that she had not properly saved the video to the compact disc. I directed Sergeant Jones to document her interviews on a supplemental report. Refer to Exhibit A for her report.

# WEAPONS USED BY DEPUTY PERSONNEL:



# **Deputy Rodriguez**

Deputy Rodriguez forced Suspect Jones to the ground and punched him twice in the face.

# WEAPONS USED BY THE SUSPECT:

# Suspect Jones

Suspect Lones elbowed Deputy control on the chest. Suspect Jones resisted the Deputies orders and violently kicked his legs and threw punches in the air.

### PROPERTY DAMAGE:

No county or private property was damaged.

### CRIMINAL INVESTIGATOR AND CHARGES FILED:

Investigator's Name

Court

Charges Filed

Court Date

Case Number

Court Date

Detective Frederick Morse # Compton

69 & 243(b) P.C. and 11351.5 & 11359 H/S

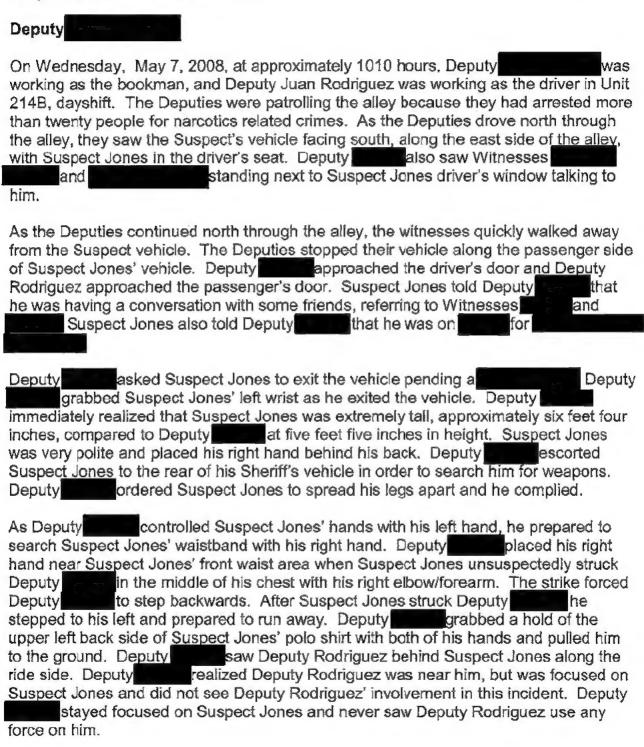
TA097203

### LIGHTING OR WEATHER CONDITIONS:

The area was sunny and clear at the time of the incident (approximately 1010 hours).

# INVOLVED EMPLOYEES' STATEMENTS:

The following summary is from an Internal Affairs Bureau interview conducted by Sergeants Tim Carr and Steve Kim.



Suspect Jones fell on his back and immediately began punching and kicking with both hands and feet in the air. Deputy crouched down on Suspect Jones left side. Deputy ordered Suspect Jones to stop fighting two to five times. Deputy grabbed hold of Suspect Jones' left wrist and kneed him two times in the left side of his stornach/rib area with his right knee, to stop his violent behavior.
After kneeing Suspect Jones, Deputy was able to force Suspect Jones' left arm behind his back in a rear wrist lock. Deputy ordered Suspect Jones to stop fighting. Suspect Jones complied and placed his right hand behind his back. Deputy handcuffed Suspect Jones without further incident. Deputy estimated the fight lasted between fifteen and twenty seconds. Deputy did not have time to use his O.C. spray, baton, or flashlight because he placed both hands on Suspect Jones' wrists/arms to control them. Refer to Exhibit A for Deputy report.
Deputy Juan Rodriguez

On Wednesday, May 7, 2008, at approximately 1010 hours, Deputy Juan Rodriguez was working as the driver, and Deputy was working as the bookman in Unit 214B, dayshift. The Deputies were patrolling the alley because they had arrested more than twenty people for narcotics related crimes. As the Deputies drove north through the alley, they saw the Suspect's vehicle facing south along the east side of the alley, with Suspect Jones in the driver's seat. Deputy Rodriguez saw a Male Black standing next to Suspect Jones' driver's window talking to him.

IAB Note: Deputy Rodriguez only saw one Male Black standing next to the Suspect's vehicle.

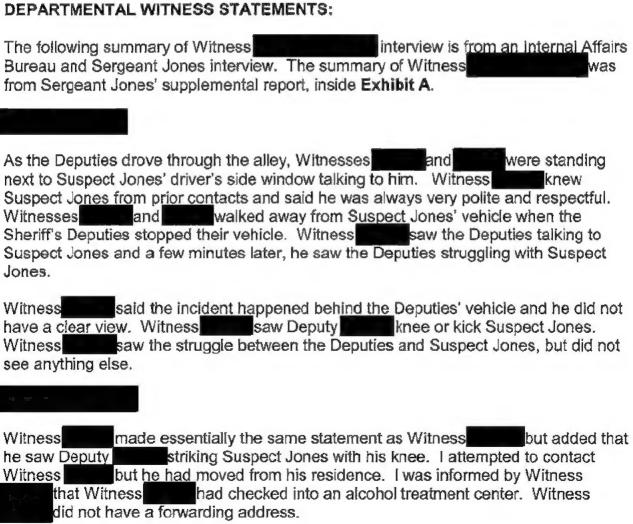
As the Deputies continued driving north through the alley, Deputy Rodriguez saw the Maie Black quickly walk away from the Suspect's vehicle. The Deputies stopped their vehicle along the passenger side of Suspect Jones' vehicle Deputy approached the driver's door and Deputy Rodriguez approached the passenger's door. Suspect Jones told Deputy that he was on the for

Deputy Rodriguez saw Deputy escort Suspect Jones away from the Suspect vehicle to the rear of their Sheriff's vehicle. Deputy Rodriguez was approximately three yards south of Deputy and Suspect Jones as Deputy began to search Suspect Jones. As Deputy attempted to search Suspect Jones, Deputy Rodriguez saw Suspect Jones strike Deputy on his upper body with his (Jones') right elbow. Suspect Jones attempted to run away. He took two steps and ran into Deputy Rodriguez.

Deputy Rodriguez saw Suspect Jones running towards him and the first thing he thought of was to grab onto Suspect Jones' upper body and force him to the ground. Deputy Rodriguez grabbed onto Suspect Jones' upper chest area and pulled him to the ground. As Suspect Jones was falling to the ground, Deputy Rodriguez released his hold of Suspect Jones to ensure he (Rodriguez) would not also fall down.

Suspect Jones fell on his back and immediately began kicking his legs and punching his fists in the air. Deputy Rodriguez ordered Suspect Jones to stop fighting, but he did not comply. Deputy Rodriguez believed Suspect Jones was possibly in possession of a gun or knife due to his assaultive behavior. Deputy Rodriguez was in fear for his and Deputy safety, so he punched Suspect Jones twice in rapid secession in the face with his right fist.

Suspect Jones immediately covered his face with his hands and stopped fighting. The Deputies ordered Suspect Jones to turn around and place his hands behind his back. Suspect Jones complied and was handcuffed without further incident. Deputy Rodriguez did not use his O.C. spray, flashlight, or expandable baton on Suspect Jones because Suspect Jones was too close. Deputy Rodriguez also believed Suspect Jones might have had a weapon and he did not want anything in his hands if he had to use his handgun. Deputy Rodriguez estimated the fight lasted between five and ten seconds. Deputy Rodriguez did not see Deputy use force on Suspect Jones. Deputy Rodriguez knew Deputy was near him, but he (Rodriguez) was focused on Suspect Jones. Refer to Exhibit A for Deputy Rodriguez' report.



**IAB Note:** Sergeant Jones contacted another Female Black at the scene. However, the Female Black advised Sergeant Jones that she was new in the neighborhood and did not want to get involved.

## SUSPECT STATEMENTS:

The following is from a summary of an internal Affairs Bureau and Sergeant Tina Jones interview with Suspect Jones.

Suspect Jones told Sergeant Jones that he did not recall what happened during the use of force incident. Suspect Jones remembered stepping out of his car and did not remember anything else. Refer to Sergeant Jones supplemental report inside **Exhibit A**.

Suspect Jones told me that he did not want to talk to me about the use of force. Suspect Jones said that he was scared and was unsure if his statements were going to be used against him. I told him that I wanted to speak to him about the use of force incident only. Suspect Jones told me that he wanted to speak to a lawyer before he spoke to me. I concluded my interview.

### MISCELLANEOUS SECTION:

None